

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.529 OF 2005

Prakash Yeshwant Naik. ...Petitioner.

Vs.

M/s.Centaur Hotel & Anr. ...Respondents.

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Mr.R.D.Bhat for the Petitioner.

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CORAM : DR.D.Y.CHANDRACHUD, J.

March 2, 2005.

P.C. :

The case of the Petitioner for promotion from the Grade of Boiler Operator II to Grade-I which was the foundation of the complaint of unfair labour practices has been considered in all its perspectives by the Industrial Court. The post was a selection post and the Industrial Court has justifiably taken into consideration the ground that mere eligibility is not a sufficient condition for promotion. The Hotel was virtually closed for a period of one year for undergoing renovation and

there was no compulsion to fill up the post. No case for interference is made out. The Petition is accordingly dismissed.

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